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COURT OF APPEAL, FOURTH APPELLATE DISTRICT

DIVISION ONE

STATE OF CALIFORNIA

THE PEOPLE,

Plaintiff and Respondent,

v.

HULLIE CARROLL COHEN,

Defendant and Appellant.

D053174

(Super. Ct. No. SCD204897)

APPEAL from a judgment of the Superior Court of San Diego County, Jeffrey F. Fraser, Judge. Affirmed.

Hullie Carroll Cohen entered a negotiated guilty plea to possession of cocaine for sale (Health & Saf. Code, § 11351.5) and admitted an allegation under Penal Code section 1203.07, subdivision (a)(11) that he had previously been convicted of selling a controlled substance. Under the plea bargain, the parties stipulated to a five-year prison term. The prosecution agreed to dismiss the remaining charge and allegations; the

allegations would have exposed Cohen to an additional four years in prison. The court imposed a five-year prison term in accordance with the plea bargain.

Cohen did not obtain a certificate of probable cause.

FACTS

On February 22, 2007, Cohen sold \$20 worth of cocaine to an undercover San Diego police officer during a "buy-bust" police operation.

DISCUSSION

Appointed appellate counsel has filed a brief setting forth evidence in the superior court. Counsel presents no argument for reversal, but asks this court to review the record for error as mandated by *People v. Wende* (1979) 25 Cal.3d 436. Pursuant to *Anders v. California* (1967) 386 U.S. 738, counsel refers to as a possible, but not arguable, issue: whether Cohen was required to obtain a certificate of probable cause to challenge the imposition of a stipulated sentence.

We granted Cohen permission to file a brief on his own behalf. He has not responded.

A review of the record pursuant to *People v. Wende, supra*, 25 Cal.3d 436 and *Anders v. California, supra*, 386 U.S. 738, including the possible issue referred to by

appellate counsel, has disclosed no reasonably arguable appellate issues. Competent counsel has represented Cohen on this appeal.

DISPOSITION

The judgment is affirmed.

AARON, J.

WE CONCUR:

BENKE, Acting P. J.

O'ROURKE, J.